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July 18, 2002

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PATENT, TRADEMARK  
 AND COPYRIGHT LAW  
 AND RELATED CAUSES

PROSECUTION  
 LICENSING  
 LITIGATION  
 DISPUTE RESOLUTION

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## UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application for National Phase :  
 Filing in the United States of :  
 Applicant: Jörg Peter Schür :  
 Serial No.: 10/070,042 :  
 Filing Date: February 27, 2002 :  
 Based upon PCT/EP00/08381 :  
 Filed: February 27, 2002 :  
 Priority Date: August 27, 1999 :  
 For: "IMPRGNATION METHOD" :

Examiner:

Group Art Unit:

Certificate of Mailing By Express Mail Under 37 CFR § 1.10

Number of Express Mail Label: EL 479922438US  
 Date of Deposit with Postal Service: July 18, 2002

I hereby certify that the document entitled *Applicant's Response To Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)*, the executed *Declaration of Jörg Peter Schür*, a check in the amount of \$65.00 for the surcharge, and a copy of the *Notification of Missing Requirements* are deposited with United States Postal Service EXPRESS MAIL, POST OFFICE TO ADDRESSEE SERVICE under 37 CFR § 1.10 on the date indicated above in an envelope addressed to "Commissioner for Patents, BOX PCT, United States Patent and Trademark Office, Washington, D.C. 20231."

Georgia M. Peters  
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Authorization To Charge Deposit Account

In the event the check is improper, or a fee calculation is in error, the Commissioner is authorized to charge any underpayment or credit any overpayment to the account of the undersigned attorneys, Account No. 04-1406. A duplicate copy of this sheet is enclosed for fee-processing, if necessary.

DANN DORFMAN HERRELL AND SKILLMAN  
 A Professional Corporation

John S. Child, Jr.  
 John S. Child, Jr.  
 PTO Registration No. 28, 833

PATENT  
ATTORNEY DOCKET NO. VON KREIS.022

## UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for National Phase  
Filing in the United States of

Applicant: Jörg Peter Schür

Serial No.: 10/070,042

Examiner:

Filing Date: February 27, 2002

Group Art Unit:

Based on International Application  
No. PCT/EP00/08381

Filed: February 27, 2002

Priority Date: August 27, 1999

For: "IMPREGNATION METHOD"

**APPLICANT'S RESPONSE  
TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371  
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Commissioner for Patents, Box PCT  
United States Patent and Trademark Office  
Washington, D.C. 20231

Dear Sir:

**I. Introduction**

Applicant files this Response to the "Notification of Missing Requirements Under 35 U.S.C. 371 In the United States Designated/Elected Office (DO/EO/US)" dated June 7, 2002. The Notification has a deadline for response of two (2) months, *i.e.*, until August 7, 2002. Accordingly, the filing of this Response on July 18, 2002, with a Certificate of Mailing by Express Mail Under 37 CFR § 1.10 is timely.

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## II. THE MISSING REQUIREMENTS

### A. The Oath or Declaration of the Inventor

Applicant submits herewith a "Declaration, Power of Attorney and Power To Inspect," executed by the Inventor, Jörg Peter Schür on May 16, 2002. Attached to the Declaration is a copy of the Specification as filed with the United States Patent and Trademark Office on February 27, 2002. The Declaration is in compliance with 37 CFR 1.497(a) and (b), identifying the Application by the International application number and international filing date as follows:

PCT International Application No. PCT/EP00/08381  
August 28, 2000.

### B. \$65 Surcharge for providing declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e))

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A check in the amount of \$65.00 (for a Small Entity) is enclosed for the Surcharge for providing the declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)).

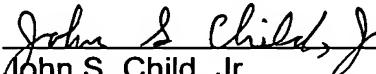
As required, Applicant returns herewith a copy of the Notification of Missing Requirements.

### **III. Conclusion**

In response to the Notification of Missing Requirements, Applicant has submitted the executed Declaration of the Inventor to which is attached a copy of the Application as filed on February 27, 2002, a check in the amount of \$65.00 (Small Entity rate) for the fee for providing the Declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)), and a copy of the Notification of Missing Requirements. Applicant's Response is timely. Accordingly, with this Response, Applicant believes that the requirements for acceptance of Application No. 10/070,042 under 35 U.S.C. 371 have been completed.

Respectfully submitted,

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UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO:	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/070,042	Jorg Peter Schur	von Kreisler.022
INTERNATIONAL APPLICATION NO.		PCT/EP00/08381
IA. FILING DATE		PRIORITY DATE
08/28/2000		08/27/1999
<b>CONFIRMATION NO. 9726</b> <b>371 FORMALITIES LETTER</b>  *OC000000008142493*		

Date Mailed: 06/07/2002

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

DARRELL C COTTMAN

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Telephone: (703) 305-3693

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**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/070,042	PCT/EP00/08381	von Kreisler.022

FORM PCT/DO/EO/905 (371 Formalities Notice)